

THE HONORABLE RICARDO S. MARTINEZ

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE**

STEVEN BENANAV, BRYAN GAGE,
MONICA KOWALSKI, LINDSAY
PURVEY, STEPHANIE CAUGHLIN, and
KATHERINE THOMAS, on behalf of
themselves and all others similarly situated,

Plaintiffs,

vs.

HEALTHY PAWS PET INSURANCE LLC,

Defendant.

Civil Action No. 2:20-cv-00421-RSM

**STIPULATED MOTION TO MODIFY
SCHEDULING ORDER**

NOTING DATE: September 30, 2021

Plaintiffs Steven Benanav, Bryan Gage, Monica Kowalski, Lindsay Purvey, Stephanie Caughlin, and Katherine Thomas (“Plaintiffs”) and Defendant Healthy Paws Pet Insurance LLC (“Healthy Paws”) (collectively, the “Parties”) hereby jointly move the Court for an order modifying the Court’s Scheduling Order.

BACKGROUND FOR THE MOTION

On July 23, 2020, the Parties filed a Joint Status Report and Discovery Plan, in which they proposed an agreed-upon case schedule [Doc. No. 33], and on July 27, 2020, this Court entered an order setting that schedule [Doc. No. 34]. On April 20, 2021, the Parties filed a Stipulated Motion and [Proposed] Order to Stay the Scheduling Order, pending the ruling on Defendant’s Motion to Dismiss Plaintiffs’ Second Amended Complaint and Defendant’s Motion to Strike Plaintiff’s Nationwide Class Allegations, and agreeing to submit a proposed order modifying the case schedule within seven days of the Court’s ruling on Defendant’s Motions. Doc. No. 61. The Court

entered the Parties' Proposed Order that same day. Doc. No. 62. On September 23, 2021, the Court entered an Order Granting in Part and Denying in Part Defendant's Motions. Doc No. 63.

The Parties have met and conferred regarding a modification of the Court's Scheduling Order and have agreed on the following modified schedule:

Last day by which to add any necessary parties	30 days after Defendant files Answer
Close of Fact Discovery	June 30, 2022
Deadline for Plaintiffs to file Motion for Class Certification and Class Certification Expert Reports	July 22, 2022
Deadline for Defendant to file Opposition to Motion for Class Certification and Class Certification Expert Reports; Deadline for Defendant to Complete Deposition of Plaintiffs' Class Certification Experts	September 23, 2022
Deadline for Plaintiffs to file Reply in Support of Motion for Class Certification; Deadline for Plaintiffs to Complete Deposition of Defendant's Class Certification Experts	October 21, 2022
All Parties' <i>Daubert</i> Motions as to Class Certification Experts	November 15, 2022
All Parties' Oppositions to <i>Daubert</i> Motions as to Class Certification Experts	December 6, 2022
All Parties' Replies to <i>Daubert</i> Motions as to Class Certification Experts	December 22, 2022
Hearing on Motion for Class Certification	To be set by the Court

WHEREFORE, the Parties respectfully request an Order modifying the current case

1 deadlines as described herein.

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3 DATED September 30, 2021

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Attorneys for Defendant Healthy Paws Pet Insurance LLC

1 IT IS SO ORDERED.

2 DATED this 1st day of October, 2021.

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6 RICARDO S. MARTINEZ
7 CHIEF UNITED STATES DISTRICT JUDGE
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CERTIFICATE OF SERVICE

I hereby certify that on September 30, 2021, I caused a true and correct copy of the foregoing to be filed in this Court's CM/ECF system, which sent notification of such filing to counsel of record.

DATED this 30th day of September 2021.

/s/ Samuel J. Strauss

Samuel J. Strauss, WSBA #46971